



US Army Corps
of Engineers®

Nashville District

Public Notice

Public Notice No. 07-64

Date: July 20, 2007

Application No. 200200539

Expires: August 19, 2007

Please address all comments to:
Nashville District Corps of Engineers, Regulatory Branch
3701 Bell Road, Nashville, TN 37214
Attn: Floyd M. Carnes

JOINT PUBLIC NOTICE
US ARMY CORPS OF ENGINEERS
AND
TENNESSEE VALLEY AUTHORITY

SUBJECT: Proposed Excavation for Boat Access, Construction of Covered Floating Boat Slips, Reconfigure Existing Floating Docks, Launching Ramp, and Walking Bridge at Fall Lick Creek Mile 1.2, Left Bank, Elk River Mile 143.2, Right Bank, Tims Ford Lake, Franklin County, Tennessee

TO ALL CONCERNED: The application described below has been submitted for a Department of the Army Permit pursuant to **Section 10 of the Rivers and Harbors Act of 1899** and a Tennessee Valley Authority (TVA) permit pursuant to **Section 26a of the TVA Act.**

APPLICANT: Holiday Landing and Resort, Inc.
P.O. Box 1556
Tullahoma, Tennessee 37388

LOCATION: Fall Lick Creek Mile 1.2, Left Bank, Elk River Mile 143.2, Right Bank, Tims Ford Lake, Franklin County, Tennessee.
(USGS TULLAHOMA, TENN. Quadrangle
Longitude: 86-14-38.6; Latitude: 35-16-14.3)

BACGROUND: The applicant was issued a permit for the commercial facilities on April 5, 2002. The permit was modified on September 26, 2002, to include the construction of new fixed and floating docks and reconfiguration of the existing docks. The applicant has proposed excavation, new facilities and reconfiguration.

DESCRIPTION: The proposed work consists of the following:

A. Excavate approximately 11,500 cubic yards of material from Tims Ford Lake for boat access. The approximate lakeward

extension of the boat access excavation would be 209' with an approximate width of 209'. The toe of the excavation would be at Elevation 878.0. Elevation 888.0 is the Normal Summer Pool (NSP) elevation for Tims Ford Lake. The material would be removed in the dry by trackhoe, placed in a truck, and hauled upland above Elevation 895.0. The excavation would allow adequate water depth to access proposed floating boat slips.

B. The construction of a two commercial covered floating boat slips. The structures would be perpendicular to the shoreline and extend approximately 219' lakeward from the NSP elevation and would be approximately 112' wide. The structures would have an aluminum frame with Ipe decking. The structures would be supported to the shoreline by cables anchored to the banks by deadmen and spud poles. The facilities would be able to accommodate between 28 and 56 boats.

C. The relocation of a covered floating dock and construction of a two commercial covered floating boat slips, Docks C and D. The structures would parallel the shoreline and extend approximately 219' lakeward from the NSP elevation and would be approximately 112' wide. The structures would have an aluminum frame with Ipe decking. The facilities would be able to accommodate between 28 and 56 boats.

D. The construction of a floating walking bridge. The structure would be approximately 295' long and 5' wide. The structure would have an aluminum frame with Ipe decking. This structure would be located behind an existing floating dock, Dock B

In addition, the applicant proposes to construct a boat launching ramp. The deposit of fill material associated with the launching ramp meets the criteria for Nationwide Permit (NWP) # 36.

Plans of the proposed work are attached to this notice.

The decision whether to issue a permit will be based on an evaluation of the probable impacts including cumulative impacts of the activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the work must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the work will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shore erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs,

considerations of property ownership, and, in general, the needs and welfare of the people. A permit will be granted unless the District Engineer determines that it would be contrary to the public interest.

The Corps of Engineers is soliciting comments from the public; federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition, or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

An Environmental Assessment will be prepared by this office prior to a final decision concerning issuance or denial of the requested Department of the Army Permit.

The Regulatory Branch Archeologist conducted a file search at the Tennessee Division of Archaeology (TNDOA). Based on the file search conducted at the TNDOA, the Corps has determined that the project, as proposed, has no potential to affect historic properties eligible for listing in the National Register of Historic Places. This review constitutes the full extent of cultural resources investigations unless comment to this notice is received documenting that significant sites or properties exist which may be affected by this work, or that adequately documents that a potential exists for the location of significant sites or properties within the permit area. Copies of this notice are being sent to the office of the State Historic Preservation Officer.

Based on available information, the proposed work will not destroy or endanger any federally-listed threatened or endangered species or their critical habitats, as identified under the Endangered Species Act. Therefore, we have reached a no effect determination and initiation of formal consultation procedures with the U.S. Fish and Wildlife Service is not planned at this time.

Other federal, state, and/or local approvals may be required for the proposed work.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

Written statements received in this office on or before **August 19, 2007**, will become a part of the record and will be considered in the determination. Any response to this notice should be directed to the Regulatory Branch, Attention: Floyd M. Carnes, at the above address, telephone (615) 369-7503. It is not necessary to comment separately to TVA since copies of all comments will be sent to that agency and will become part of its record on the proposal. However, if comments are sent to TVA, they should be mailed to Mr. Ben Bean, Guntersville/Tims Ford Lake Reservation, 3696 Alabama Highway 69, Guntersville, Alabama 35976.

If you received this notice by mail and wish to view all of the diagrams, visit our web site at:
<http://www.lrn.usace.army.mil/cof/notices.htm>, or contact Mr. Carnes at the above address or phone number.

USGS TOPOGRAPHICAL MAP
LYNCHBURG EAST, TENN

USGS TOPOGRAPHICAL MAP

TULLAHOMA, TENN

PROJECT LOCATION

FILE NO. 200200539

PN 07-64

EXHIBIT A

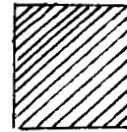
TIMS FORD LAKE
ELEV 1500

[illegible]

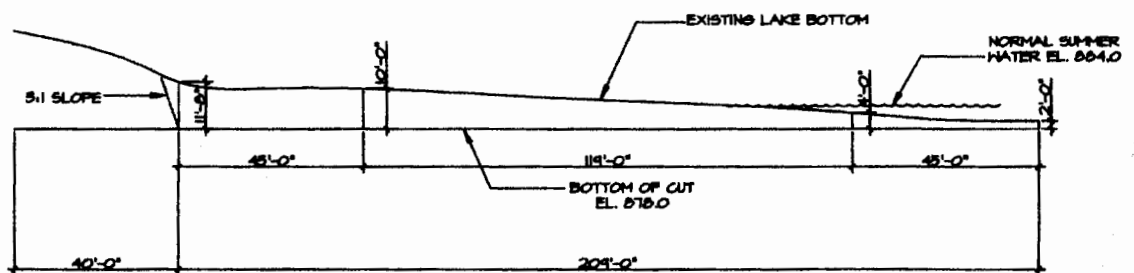
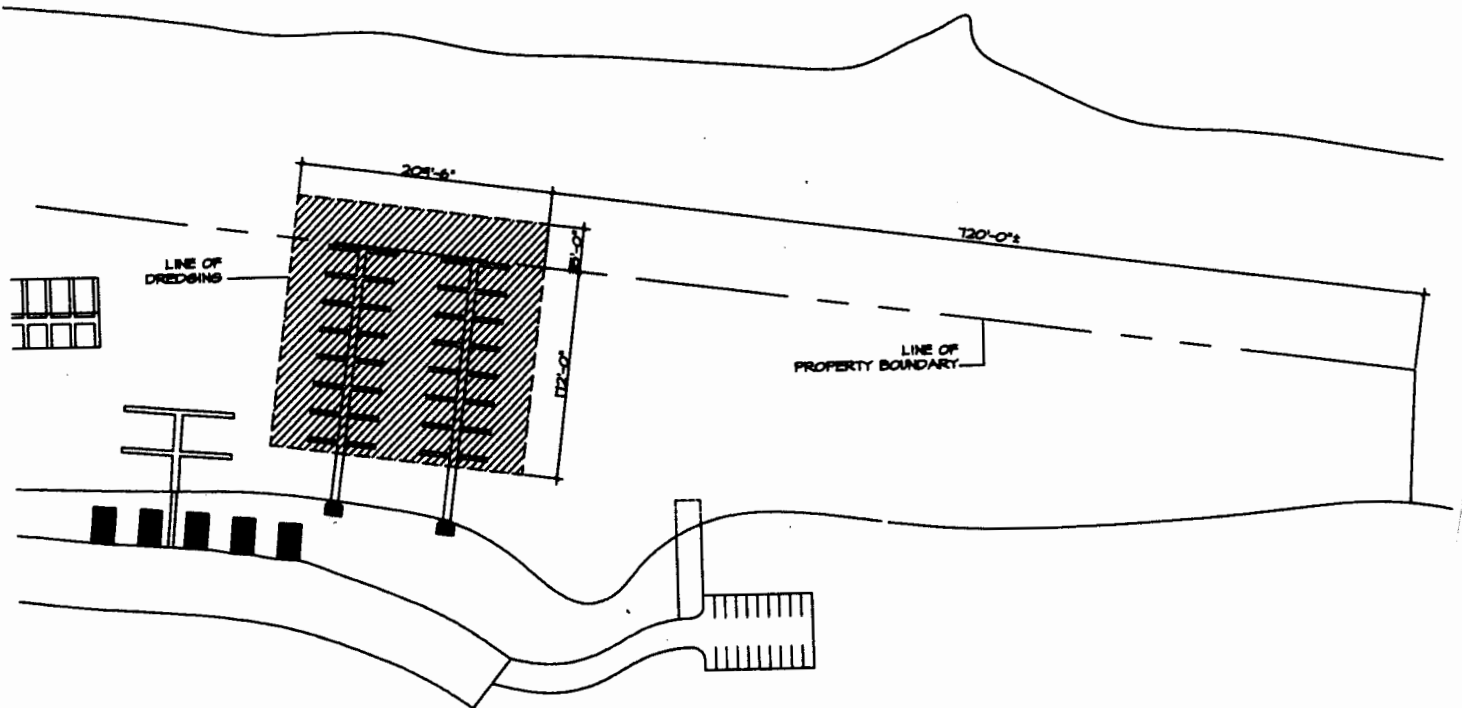
EXHIBIT B



EXCAVATION



AREA TO BE
EXCAVATED



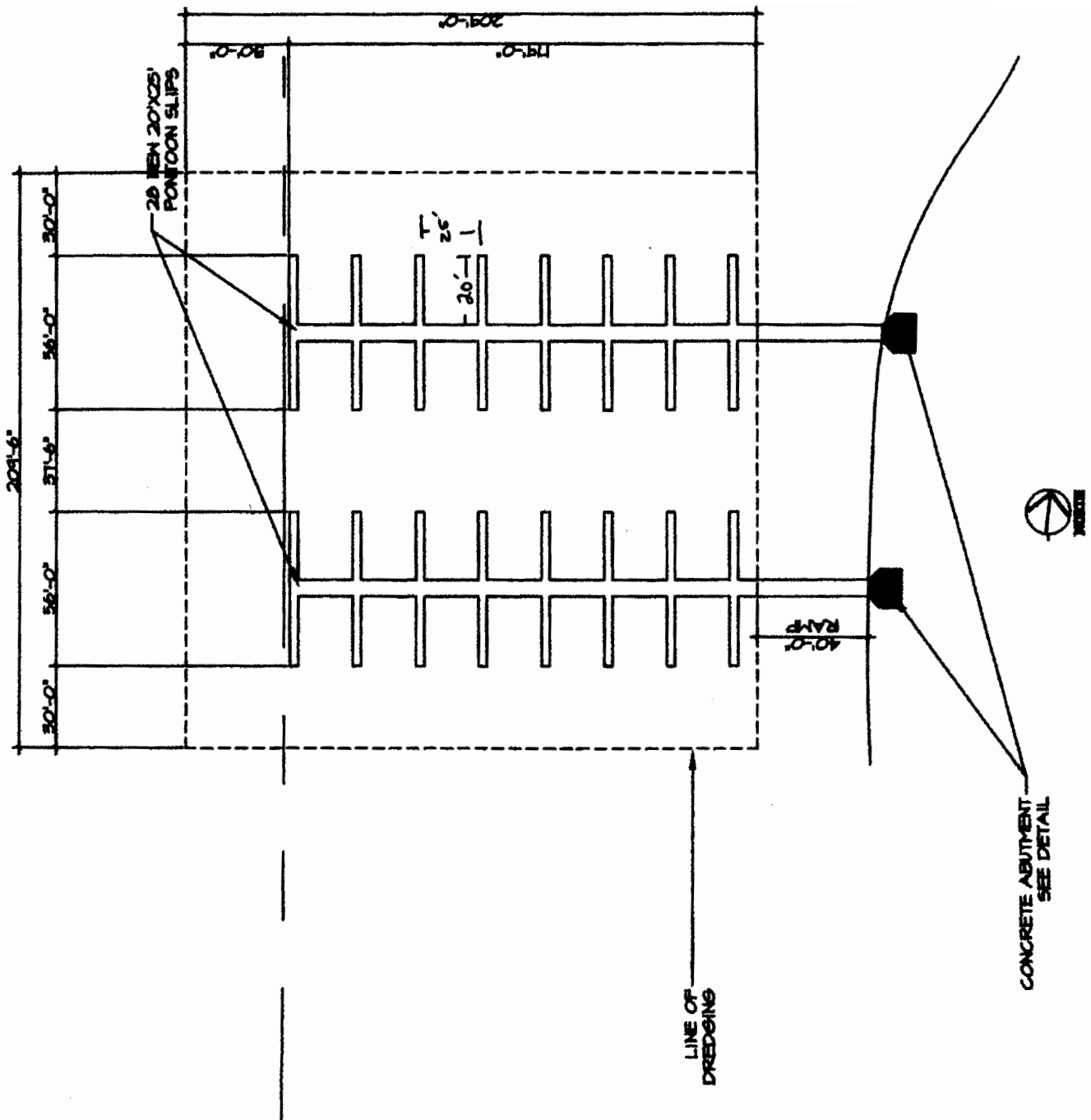
AVERAGE CUT = 6'-11"
ESTIMATED CU. YDS OF SPOIL TO BE REMOVED = 11,500

FILE NO. 200200539

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EXHIBIT C

COVERED FLOATING DOCKS



FILE NO. 200200539

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EXHIBIT D

NEW DOCKS + RECONFIGURED DOCKS

18 NEW 20'X25'
PONTON COVERED SLIPS

2 NEW 18'X60" OPEN
HOUSEBOAT SLIPS

EXISTING
B DOCK

EXISTING
A DOCK

NORTH

RELOCATED 10
EXISTING 20'X25'
PONTON COVERED
SLIPS

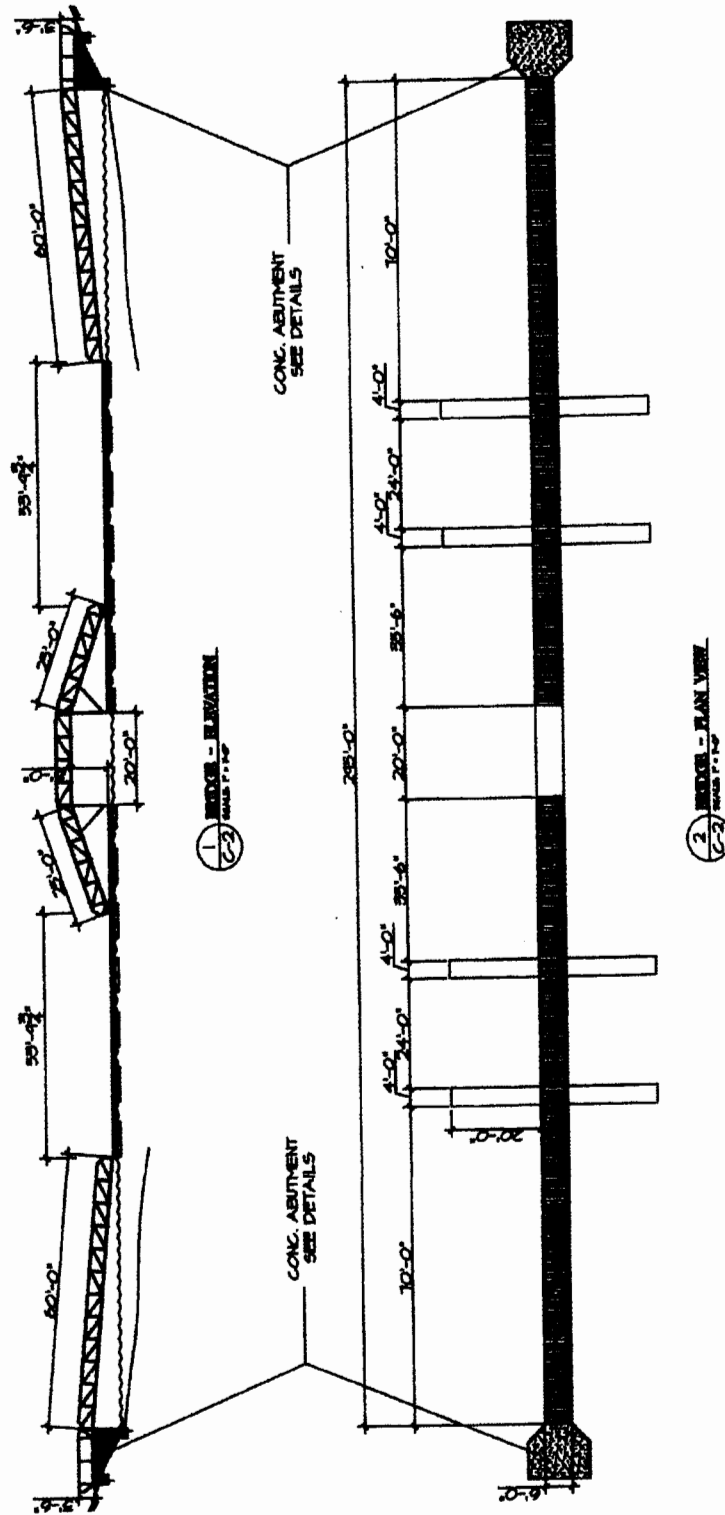
20 NEW 20'X25'
PONTON
COVERED SLIPS

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EXHIBIT E

FLLOATING WALKWAY



FILE NO. 200200539

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EXHIBIT F